

SENATE BILL 2301

By Harris

AN ACT to amend Tennessee Code Annotated, Title 36, Chapter 5; Section 39-17-1351; Title 56, Chapter 1, Part 3 and Section 63-1-141, relative to actions against licenses.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 36, Chapter 5, Part 7, is amended by deleting the part in its entirety.

SECTION 2. Tennessee Code Annotated, Section 36-5-101(f)(5), is amended by deleting the subdivision in its entirety.

SECTION 3. Tennessee Code Annotated, Section 36-5-812(c), is amended by deleting the subsection in its entirety.

SECTION 4. Tennessee Code Annotated, Section 39-17-1351(v), is amended by deleting the subsection in its entirety.

SECTION 5. Tennessee Code Annotated, Section 56-1-312(b)(2)(E), is amended by deleting the language "administrative hearings shall be conducted in the same manner as those conducted pursuant to §§ 36-5-703 and 36-5-704" and substituting instead the language "administrative hearings shall be conducted in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, part 3".

SECTION 6. Tennessee Code Annotated, Section 63-1-141(b)(2)(E), is amended by deleting the language "administrative hearings shall be conducted in the same manner as those conducted pursuant to §§ 36-5-703 and 36-5-704" and substituting instead the language "administrative hearings shall be conducted in accordance with the Uniform Administrative Procedures Act, compiled in title 4, chapter 5, part 3".

SECTION 7. Any person whose license was restricted, suspended, or revoked under title 36, chapter 5, part 7, prior to July 1, 2018, for nonpayment of the person's child support obligation that under this act is not the basis for restriction, suspension, or revocation of a license, may apply to the court having original jurisdiction over the child support proceeding. If the court finds that the person is no longer subject to license restriction, suspension, or revocation, the court shall order that the person's license be reinstated. The person may present a certified copy of the court's order to the department of safety or other applicable licensing authority, which shall reissue or reinstate a license if the person is otherwise eligible for a license. The department or licensing authority may charge a reasonable fee to cover the administrative costs of reinstatement.

SECTION 8. This act shall take effect July 1, 2018, the public welfare requiring it.